

***[NO MINUTES WERE GENERATED FOR
TUESDAY, OCTOBER 30, 2012.]***

1877

**SUPREME COURT MINUTES
WEDNESDAY, OCTOBER 31, 2012
SAN FRANCISCO, CALIFORNIA**

S124660

RENO ON H.C.

Rehearing denied; opinion modified
The petition for rehearing is denied.

S191868

A127161 First Appellate District, Div. 5

IN RE GREG F.

Rehearing denied
Kennard, J., is of the opinion the petition should be granted.

S204771

H036663 Sixth Appellate District

**STERLING PARK LP v. CITY
OF PALO ALTO**

Petition for review granted
Votes: Cantil-Sakauye, C. J., Werdegarr, Chin, and Liu, JJ.

S205260

E053499 Fourth Appellate District, Div. 2

**PEOPLE v. SCHAEFFER
(SUSAN ANN)**

Petition for review granted
Votes: Cantil-Sakauye, C. J., Kennard, Werdegarr, Chin, Corrigan, and Liu, JJ.

S192828

B228732 Second Appellate District, Div. 3

**LOS ANGELES, CITY OF &
DOES 1 THROUGH 50
INCLUSIVE v. S.C.
(ENGINEERS &
ARCHITECTS
ASSOCIATION)**

Supplemental briefing ordered
The parties are requested to serve and file supplemental briefs addressing this question: Do the memorandums of understanding at issue here, including but not limited to their management rights clauses (article 1.9), render the decision whether to impose employee furloughs inarbitrable? Those briefs are to be filed on or before November 19, 2012. Upon the filing of those briefs, each party will then have until December 3, 2012, to serve and file a response to the brief submitted by the opposing party.

S191317 B219748 Second Appellate District, Div. 7 **PEOPLE v. AVILA (JOSE ALBERTO)**

Order filed: holding for new lead case

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Chiu*, S202724 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

S196985 C063362 Third Appellate District **PEOPLE v. ARMSTRONG (TONY)**

Order filed: holding for new lead case

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Chiu*, S202724 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

S200871 B224204 Second Appellate District, Div. 6 **PEOPLE v. WOLLETT (PATRICK OREN)**

Order filed: holding for new lead case

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Chiu*, S202724 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

S196356 **SUM (BRIAN) ON H.C.**

Order to show cause issued, returnable in Superior Court

The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause returnable before the San Joaquin County Superior Court, when the matter is placed on calendar, why petitioner is not entitled to relief pursuant to *People v. Ramirez* (2009) 45 Cal.4th 980. The return is to be filed on or before November 30, 2012.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegar, Chin, Corrigan, and Liu, JJ.

S194724 B222310 Second Appellate District, Div. 4 **KAISER CEMENT & GYPSUM CORPORATION v. INSURANCE COMPANY OF THE STATE OF PENNSYLVANIA/(TRUCK INSURANCE EXCHANGE)**

Transferred to Court of Appeal, Second Appellate District, Division Four, after hold

The above-entitled cause in *Kaiser Cement & Gypsum Corp. v. Insurance Co. of State of Pennsylvania*, formerly reported at 196 Cal.App.4th 140 (which includes the issues raised in the petitions for review filed by both Insurance Company of the State of Pennsylvania, and Kaiser Cement and Gypsum Corporation), is transferred to the Court of Appeal, Second Appellate District, Division Four, with directions to vacate its decision and to reconsider it in light of *State of California v. Continental Ins. Co.* (2012) 55 Cal.4th 186.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegar, Chin, Corrigan, and Liu, JJ.

S193875

**PINHOLSTER (SCOTT
LYNN) ON H.C.**

Petition for writ of habeas corpus denied (AA)

The petition for writ of habeas corpus filed on June 9, 2011, is denied.

Petitioner's sole claim of ineffective assistance of counsel at the penalty phase is denied on the merits.

The claim is also denied because it is untimely. (*In re Robbins* (1998) 18 Cal.4th 770, 780-781.)

The claim is also denied as repetitive to the extent it was raised in petitioner's prior habeas corpus petitions (Nos. S034501 and S063973) (*In re Miller* (1941) 17 Cal.2d 734, 735) and as successive to the extent it was not raised in those petitions (*In re Clark* (1993) 5 Cal.4th 750, 767-769).

See also separate order filed by Liu, J.

S203634

**CARLSBAD, CITY OF v.
ENERGY RESOURCES
CONSERVATION &
DEVELOPMENT
COMMISSION (CALIFORNIA
COASTAL COMMISSION)**

Petition for writ of mandate/prohibition denied

S204792 B232637 Second Appellate District, Div. 8
Petition for review denied

PEOPLE v. SU (HUI LIN)

S204848 A128648 First Appellate District, Div. 3

**PEOPLE v. ROBINSON
(SHIRLEY JEAN)**

Petition for review denied

S204947 B235006 Second Appellate District, Div. 3

**PEOPLE v. VILLANUEVA
(FERNANDO)**

Petition for review denied

S204952 C067640 Third Appellate District

Petition for review denied

PEOPLE v. WILSON (SHANE ALAN)

S204953 A132927 First Appellate District, Div. 1

Petition for review denied

NELSEN (LORENA) v. LEGACY PARTNERS RESIDENTIAL, INC.

S204970

Petition for writ of mandate/prohibition denied

CARLSBAD, CITY OF v. ENERGY RESOURCES CONSERVATION & DEVELOPMENT COMMISSION (CARLSBAD ENERGY CENTER)

S205009 C071691 Third Appellate District

Petition for review denied

JAMES (LOUIS) ON H.C.

S205048 D060210 Fourth Appellate District, Div. 1

Petition for review denied

PEOPLE v. JONES (KELLY M.)

S205053 C068095 Third Appellate District

Petition for review denied

PEOPLE v. GENTRY (JERRY WAYNE)

S205055 G046465 Fourth Appellate District, Div. 3

Petition for review denied

SOLIMAN (MICHAEL ADEEB) v. CVS/PHARMACY, INC.

S205059 B239385 Second Appellate District, Div. 4

Petition for review denied

DAVIDSON (FREDERICK) ON H.C.

S205077 D059188/D059374 Fourth Appellate District, Div. 1 **PEOPLE v. ROBLES (DANIEL DIAZ)**

Petition for review denied

S205083 C062815 Third Appellate District **PEOPLE v. CHRISTOS (THEWDROS GEBER)**

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Vargas*, S203744.

S205103 B197737 Second Appellate District, Div. 3 **PEOPLE v. ANDERSON (WILLIAM FRENCH)**

Petition for review denied

S205105 F062576 Fifth Appellate District **PEOPLE v. MUHAMMAD (JEREMIAH)**

Petition for review denied

S205114 B229809 Second Appellate District, Div. 7 **IN RE MICHAEL S.**
Petition for review denied

S205140 C068159 Third Appellate District **PEOPLE v. PRYOR (MICHAEL BRUCE)**

Petition for review denied

S205143 E054309 Fourth Appellate District, Div. 2 **PEOPLE v. YOAKUM (TIMOTHY ALAN)**

Petition for review denied

S205146 E053888 Fourth Appellate District, Div. 2 **PEOPLE v. CASTRO (JORGE)**
Petition for review denied

S205153 B234641 Second Appellate District, Div. 8 **PEOPLE v. WEBB (KENNETH WILLIE)**

Petition for review denied

S205154	B223969 Second Appellate District, Div. 1	PEOPLE v. HERNANDEZ (OSVALDO)
Petition for review denied		
S205163	B241160 Second Appellate District, Div. 2	DOUGLAS (ODELL LANCE) ON H.C.
Petition for review denied		
S205164	D056855 Fourth Appellate District, Div. 1	PEOPLE v. MILLER (ANTHONY)
Petition for review denied		
S205171	B231391 Second Appellate District, Div. 2	PEOPLE v. AGUILAR (SANTOS FRANCISCO)
Petition for review denied		
S205198	B233424 Second Appellate District, Div. 6	PEOPLE v. CANDELARIO (HERIBERTO)
Petitions for review denied		
S205199	B235284 Second Appellate District, Div. 1	PEOPLE v. MANO (JONATHAN)
Petition for review denied		
S205218	B232277 Second Appellate District, Div. 4	PEOPLE v. FERNANDEZ (WALTER)
Petition for review denied		
S205224	E053069 Fourth Appellate District, Div. 2	PEOPLE v. RIVERA (LAWRENCE JOHN)
Petition for review denied		
S205233	F062857 Fifth Appellate District	PEOPLE v. JUAREZ (RAMIRO BERUN)
Petition for review denied		

S205268 B231774 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. HERRERA
(EDGARDO)**

S205270 G045442 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. BAZAN (MIGUEL
ANGEL)**

S205273 H037095 Sixth Appellate District

Petition for review denied

**PEOPLE v. VALDOVINOS
(CLAUDIO LORENZO)**

S205290 A135919 First Appellate District, Div. 1

Petition for review denied

EDWARDS (DAVID) ON H.C.

S205295 E053566 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. STATEN
(JACQUELINE)**

S205297 A135918 First Appellate District, Div. 1

Petition for review denied

EDWARDS (JAMES) ON H.C.

S205298 D060030 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. DAVIS (JOHN
LESLIE)**

S205302 H037454 Sixth Appellate District

Petition for review denied

**PEOPLE v. PETERS (UWE
HELMUT)**

S205306 B230908 Second Appellate District, Div. 3

**MONGOLS NATION
MOTORCYCLE CLUB, INC.
v. CITY OF LANCASTER**

Petition for review denied; CA opinion decertified

The petition for review is denied.

On the Court's own motion, the Court of Appeal's Opinion is ordered depublished. The Reporter of Decision is directed not to publish in the Official Appellate Reports the Opinion in the above-entitled appeal filed August 2, 2012, which appears at 208 Cal.App.4th 124. (Cal. Rules of Court, rule 8.1125.)

S205317 H037027 Sixth Appellate District

**PEOPLE v. HABECKER
(NICO URIEL)**

Petition for review denied

S205319 A127269 First Appellate District, Div. 1

**PEOPLE v. DIAZ (AURELIO
ESTRADA)**

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. McCullough*, S192513.

S205334 F063632 Fifth Appellate District

**PEOPLE v. ELLIS (THOMAS
BRYANT)**

Petition for review & depublication request(s) denied

S205335 B235560 Second Appellate District, Div. 2

**PEOPLE v. HERNANDEZ
(ROMAN)**

Petition for review denied

S205340 B235931 Second Appellate District, Div. 3

**WEINSTEIN (ALAN) v.
ROCHA (JUAN)**

Petition for review denied

S205410 C066579 Third Appellate District

**PEOPLE v. FARLOW
(DEANDREA JOVELL)**

Petition for review denied

S205414 C068932 Third Appellate District

Petition for review denied

S205416 A129867/A130028/A131630

First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. KUMAR
(RAJNEEL RATTAN)**

**JOHNSON (DAVID ALLEN) v.
CORNEJO (PABLO)**

S205430 B228428 Second Appellate District, Div. 5

Petition for review & publication request(s) denied
Kennard, J., was recused and did not participate.

**SOTO (RUBEN) v. COSTCO
WHOLESALE
CORPORATION**

S205439 F065216 Fifth Appellate District

Petition for review denied

**SANDOVAL (JOSE) v.
WORKERS'
COMPENSATION APPEALS
BOARD AND D & S FARMS**

S205470 B242415 Second Appellate District, Div. 4

Petition for review denied

**RUST (ROBERTA) v.
WORKERS'
COMPENSATION APPEALS
BOARD & PUBLIC
STORAGE, INC.**

S205490 H035887 Sixth Appellate District

Petition for review denied

**HIRAMANNEK (KAMAL &
ADIL), MARRIAGE OF**

S205511 C066700 Third Appellate District

Petition for review denied

**THULIN (JODY) v.
GATEWAY UNIFIED
SCHOOL DISTRICT**

S205517 D060923 Fourth Appellate District, Div. 1

Petition for review denied
The request for judicial notice is denied.

**ARABIA (JAMES R.) v. BAC
HOME LOANS SERVICING
LP**

S205525 B234765 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. BRUCE (MELVYN
LIONAL)**

S205530 B243516 Second Appellate District, Div. 1

Petition for review denied

**PAYNE (LLOYD ALBERT)
ON H.C.**

S205535 E054411 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. GRUBB (PAMELA
JEAN)**

S205540 B235959 Second Appellate District, Div. 6

Petition for review denied

**HASSID (KUROSH) v. JEREZ
(CARLOS)**

S205544 B243442 Second Appellate District, Div. 3

Petition for review denied

**PORTILLO (EDWARD) v. S.C.
(PORTILLO)**

S205547 E053113 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. McGEE, JR.,
(JOHN EDWARD)**

S205548 H037632 Sixth Appellate District

Petition for review denied

**PEOPLE v. GUTIERREZ
(PETER SIMON)**

S205549 C064560 Third Appellate District

Petition for review denied

**PEOPLE v. KAMKA
(RICHARD EDWARD)**

S205553 B235368 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. ROJAS (JOSE
LUIS)**

S205557 C066358 Third Appellate District

Petition for review denied

PEOPLE v. DUTTON (DAVID)

S205560 B235352 Second Appellate District, Div. 2

Petition for review denied

Kennard, J., was recused and did not participate.

**JACKSON (JOHNTAI) v.
JPMORGAN CHASE BANK**

S205591 B232466 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. MERINO
(DANIEL)**

S205593 D060227 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. EVANS (WAYNE
TRUVOLL)**

S205594 C068467 Third Appellate District

Petition for review denied

**TAKHAR (HARJOT SINGH)
ON H.C.**

S205598 H037669 Sixth Appellate District

Petition for review denied

**PEOPLE v. SMITH (DAVION
JACQUES)**

S205604 H037011 Sixth Appellate District

Petition for review denied

**PEOPLE v. MARTINEZ
(JESUS DAVID)**

S205605	B234522 Second Appellate District, Div. 7	PEOPLE v. CHAVEZ (DAVID)
Petition for review denied		
S205610	D058735 Fourth Appellate District, Div. 1	PEOPLE v. HAMILTON
Petition for review denied		(SKYYLR FRANK)
S205614	B243704 Second Appellate District, Div. 3	MORENO (RAMON X.) ON
Petition for review denied		H.C.
S205623	C069465 Third Appellate District	PEOPLE v. ALLEN (GARY
Petition for review denied		MICHAEL)
S205625	B230114 Second Appellate District, Div. 1	PEOPLE v. VASQUEZ (LUIS)
Petition for review denied		
S205626	B235748 Second Appellate District, Div. 4	GUO (JIA NONG) v. ZHANG
Petitions for review denied		(SHUMIN)
The request for judicial notice is denied.		
S205627	C069812 Third Appellate District	PEOPLE v. HALE, SR.,
Petition for review denied		(HERBERT)
S205631	B237485 Second Appellate District, Div. 2	PEOPLE v. DIPAOLO (FRED)
Petition for review denied		
The request for judicial notice is granted.		
S205634	C069867 Third Appellate District	PEOPLE v. ORTEGA (PAUL
Petition for review denied		ROBERT)

S205642 C067572 Third Appellate District

Petition for review denied

**TOEBE (CAROLE L.) v.
BALYK (YOLANDO
PULIDO-MELLADO)**

S205644 B236677 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. BUSH (JOSEPH
EVAN)**

S205654 B232789 Second Appellate District, Div. 2

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Le*, S202921.

**PEOPLE v. INOJOSA
(FRANCISCO)**

S205662 E057010 Fourth Appellate District, Div. 2

Petition for review denied

**CANNON (TYRRALL
FARROW) ON H.C.**

S205663 A134720 First Appellate District, Div. 4
Petition for review denied

IN RE S.C.

S205716 H038731 Sixth Appellate District

Petition for review & application for stay denied

**GRANADOS (JOHN) v. S.C.
(PEOPLE)**

S205809

Petition for writ of mandate/prohibition denied

**COLEMAN (RAHSAAN) v.
COURT OF APPEAL, FIRST
APPELLATE DISTRICT,
DIVISION ONE (PEOPLE)**

S206108 D062766 Fourth Appellate District, Div. 1

Petition for review & application for stay denied

**BOWMAN (ROBERT A.) v.
S.C. (WHALEN)**

S206293 B244634 Second Appellate District, Div. 3
Petition for review & application for stay denied

HILL (JOHN) v. S.C.

S202858

Petition for writ of habeas corpus denied

**MARTIN (AARON PATRICK)
ON H.C.**

S203558

Petition for writ of habeas corpus denied

ASGARI (BAHA) ON H.C.

S203571

Petition for writ of habeas corpus denied

BOWDEN (LADON) ON H.C.

S203611

Petition for writ of habeas corpus denied

**SHELTON (JEFFREY) ON
H.C.**

S203615

Petition for writ of habeas corpus denied

PANCHO (JOSE) ON H.C.

S203658

Petition for writ of habeas corpus denied

SALINAS (JUAN) ON H.C.

S203858

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Miller* (1941) 17 Cal.2d 734, 735.)

**GREGORY (VanTRAE) ON
H.C.**

S203881

Petition for writ of habeas corpus denied

**SHERMAN (PIERCE
JOSEPH) ON H.C.**

S203905**ANDERSON (AARON) ON
H.C.**

Petition for writ of habeas corpus denied

S204003**SUTHERLAND (JAMES LEE)
ON H.C.**

Petition for writ of habeas corpus denied

S204035**FORD (ORLANDO) ON H.C.**

Petition for writ of habeas corpus denied

S204067**POLK (SUSAN MAE) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)**S204088****DURDEN (LARRY FRANCIS
BUTCH) ON H.C.**

Petition for writ of habeas corpus denied

S204116**PARKER (RONALD) ON H.C.**

Petition for writ of habeas corpus denied

S204136**RISBECK (PATRICK LYNN)
ON H.C.**

Petition for writ of habeas corpus denied

S204157**TRAN (CUONG) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S204163****CARSON (JESSE) ON H.C.**

Petition for writ of habeas corpus denied

S204214**SANCHEZ-CORNEJO
(OMAR) ON H.C.**

Petition for writ of habeas corpus denied

S204224**RENTERIA (JOSE ANTONIO)
ON H.C.**

Petition for writ of habeas corpus denied

S204240**CASAS (JOSE) ON H.C.**

Petition for writ of habeas corpus denied

S204245**BAZZO (FRANK M.) ON H.C.**

Petition for writ of habeas corpus denied

S204277**BROWN (TOMMY) ON H.C.**

Petition for writ of habeas corpus denied

S204286**RIVA (ROBBIE JAMES) ON
H.C.**

Petition for writ of habeas corpus denied

S204290**CLARK (LOUREECE) ON
H.C.**

The petition for writ of habeas corpus is denied on the merits. (See *Harrington v. Richter* (2011) 562 U.S. __ [131 S.Ct. 770, 785], citing *Ylst v. Nunnemaker* (1991) 501 U.S. 797, 803.)

S204302**SMITH (TOM) ON H.C.**

Petition for writ of habeas corpus denied

S204366**KOZLOWSKI (ANTHONY)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S204367**JOHNSON (AARON D.) ON
H.C.**

Petition for writ of habeas corpus denied

S204373**SEAWRIGHT (MICHAEL) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S204381**MENDENHALL (TROY LEE)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Lindley* (1947) 29 Cal.2d 709, 723.)

S204435**FOSTER (RICHARD) ON H.C.**

Petition for writ of habeas corpus denied

S204446**CLARK (LOUREECE) ON
H.C.**

Petition for writ of habeas corpus denied

S204475**COLBERT (GEORGE K.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926.)

S204478**FRAZIER (SAMSON O. C.)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S204482**SIMMONS (DAMIEN
ALEXANDER) ON H.C.**

Petition for writ of habeas corpus denied

S204487**TOWNSEND, JR., (HENRY LEE) ON H.C.**

Petition for writ of habeas corpus denied

S204496**WELDON (JASON) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S204523****KAMBON (THEON) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S204532****RICHARDSON (TERRY) ON H.C.**

Petition for writ of habeas corpus denied

S204655**LOPEZ (JAIME YEPEZ) ON H.C.**The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)**S204717****MARTINEZ (CARLOS) ON H.C.**

Petition for writ of habeas corpus denied

S204793**RUIZ (ALBERTO) ON H.C.**

Petition for writ of habeas corpus denied

S204802**EVANS (LESTER ROBERT) ON H.C.**The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Lessard* (1965) 62 Cal.2d 497, 503; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304.)**S204819****RAMIREZ (ADAM SALAS) ON H.C.**

Petition for writ of habeas corpus denied

S204822**MATHENEY (JAIME) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S204832**Van OOSTING (PETER
TRAVIS) ON H.C.**

Petition for writ of habeas corpus denied

S204837**TORRES (RICHARD M.) ON
H.C.**

Petition for writ of habeas corpus denied

S204839**STEWART (CHRISTOPHER
ANDREW) ON H.C.**

Petition for writ of habeas corpus denied

S204842**GARCIA (ADRIAN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734, 735.)

S204874**CROCKETT (CHRISTOPHER
BOYD) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S204884**THOMAS (TYRONE) ON H.C.**

Petition for writ of habeas corpus denied

S204897**JORDAN (ROBERT
STEWART) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S204905**TANNER-EL (ROBERT
RASHAD) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734, 735.)

S204920**HODGES (DANUAL RAY) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S204942**CONTRERAS (RAMIRO) ON
H.C.**

Petition for writ of habeas corpus denied

S204946**WASHINGTON (TOROMI)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734, 735; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S205425**FLEMING-AL
(CHRISTOPHER ALYRE) ON
H.C.**

Petition for writ of habeas corpus denied

S205460**HATCHETT (FREDERICK
RANDALL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S205576**JUDGE (LARRY LOUIS) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S205619**KAMBON (THEON) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S205633**GJERSVOLD (MATTHEW)
ON H.C.**

Petition for writ of habeas corpus denied

S205635**LEWIS (SHAWN LIONEL)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S205639**CONSIGLIO (SAM) ON H.C.**

Petition for writ of habeas corpus denied

S205712**SIMPSON (EARL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734, 735.)

S204747 F061624/F062749 Fifth Appellate District**MENDOZA (JOSE) v.
CONTINENTAL SALES
COMPANY**

Publication request denied (case closed)

S205023 B230640 Second Appellate District, Div. 7**GUILLERMO (FABIAN) v.
KIA MOTORS AMERICA,
INC.**

Publication request denied (case closed)

S205147 A132785 First Appellate District, Div. 1**REDMOND (SCOTT) v.
GAWKER MEDIA LLC**

Publication request denied (case closed)

S205305 B232895 Second Appellate District, Div. 7 **IN RE JOSEPH V.**

Publication request denied (case closed)

The request for an order directing partial publication of the opinion in the above-entitled appeal is denied.

S176886 C055923 Third Appellate District **PEOPLE v. DUNGO
(REYNALDO SANTOS)**

Time extended to consider modification or rehearing

The time for granting or denying rehearing in the above-entitled case is hereby extended to January 11, 2013, or the date upon which rehearing is either granted or denied, whichever occurs first.

S205021 H034263 Sixth Appellate District **PEOPLE v. VALVERDE
(ESPERANZA ISABEL)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 3, 2012.

S205052 C063519 Third Appellate District **PEOPLE v. MULKEY (BILLY
DAVID)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 13, 2012.

S205102 F065579 Fifth Appellate District **PEOPLE v. S.C. (CROSS)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 3, 2012.

S205107 D058980 Fourth Appellate District, Div. 1 **PEOPLE v. WHEELIS
(RACHAEL E.)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 7, 2012.

S205111 B230629 Second Appellate District, Div. 8 **YOUNG (CHARLES) v. SCHMIDT (GREGORY)/(HOWARD JARVIS TAXPAYERS ASSOCIATION)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 3, 2012.

S205222 B242486 Second Appellate District, Div. 2 **BIG MOOSE LLC v. S.C. (FRANCO)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 6, 2012.

S205228 B175564 Second Appellate District, Div. 8 **PEOPLE v. BRADLEY (OMAR)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 7, 2012.

S205243 C069723 Third Appellate District **THOLMER (LIONELL) v. S.C. (PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 7, 2012.

S205256 B234027 Second Appellate District, Div. 1 **McDONALD (SALLI A.) v. NORTHRIDGE NEUROLOGICAL MEDICAL GROUP, INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to December 7, 2012.

S205272 A136302 First Appellate District, Div. 4 **WRIGHT, JR., (RICHARD EDWARD) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to December 7, 2012.

S205291 B242352 Second Appellate District, Div. 5 **LENNAR HOMES OF CALIFORNIA, INC. v. S.C. (VERDEJO)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 7, 2012.

S205301 B242549 Second Appellate District, Div. 4 **SELIVANOV (EUGENE) v. S.C. (PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 10, 2012.

S205331 B232811 Second Appellate District, Div. 4 **ACT LITIGATION SERVICES, INC. v. GREENBERG TRAUIG LLP**

The time for granting or denying review in the above-entitled matter is hereby extended to December 11, 2012.

S205336 C065374 Third Appellate District **PEOPLE v. OUELLETTE (AARON RICHARD)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 13, 2012.

S205337 C067982 Third Appellate District **PEOPLE v. PATRICK (LEO JAMES)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 11, 2012.

S205338 G047200 Fourth Appellate District, Div. 3 **MARLOW (JAMES FREDERICK) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to December 11, 2012.

S205343 E056925 Fourth Appellate District, Div. 2 **VICARY (RENEE ANNE) v. S.C. (PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 11, 2012.

S205359 G044518 Fourth Appellate District, Div. 3 **PEOPLE v. CHEN (KATHY YUAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 12, 2012.

S205393 B235221 Second Appellate District, Div. 7 **IN RE NIA N.**

The time for granting or denying review in the above-entitled matter is hereby extended to December 13, 2012.

S205398 B228291 Second Appellate District, Div. 4 **PEOPLE v. HUYNH (JONATHAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 13, 2012.

S025520 **PEOPLE v. WALDON (BILLY RAY)**

Application to file over-length brief granted

Appellant's application for leave to file oversized opening brief in excess of word limit is granted.

S057242 **PEOPLE v. SPENCER (CHRISTOPHER ALAN)**

Extension of time granted

Good cause appearing, and based upon counsel Emry J. Allen's representation that he anticipates filing the appellant's reply brief by February 1, 2013, counsel's request for an extension of time in which to file that brief is granted to December 28, 2012. After that date, only one further extension totaling about 35 additional days will be granted.

S095223 **PEOPLE v. BLOOM (ROBERT MAURICE)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Michael R. Johnsen's representation that he anticipates filing the respondent's brief by January 1, 2013, counsel's request for an extension of time in which to file that brief is granted to January 2, 2013. After that date, no further extension will be granted.

S107900**PEOPLE v. WRIGHT, JR.,
(WILLIAM LEE)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Alison Bernstein's representation that she anticipates filing the appellant's opening brief by February 2013, counsel's request for an extension of time in which to file that brief is granted to January 4, 2013. After that date, only one further extension totaling about 40 additional days is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S113421**PEOPLE v. HARDY
(WARREN JUSTIN)**

Extension of time granted

Good cause appearing, and based upon counsel Susan K. Shaler's representation that she anticipates filing the appellant's opening brief by June 2013, counsel's request for an extension of time in which to file that brief is granted to December 28, 2012. After that date, only three further extensions totaling about 180 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S127621**PEOPLE v. ERSKINE (SCOTT
THOMAS)**

Extension of time granted

Good cause appearing, and based upon counsel Kimberly J. Grove's representation that she anticipates filing the appellant's opening brief by January 30, 2013, counsel's request for an extension of time in which to file that brief is granted to December 26, 2012. After that date, only one further extension totaling about 30 additional days is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S137307**PEOPLE v. MORALES
(JOHNNY)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to January 4, 2013.

S140795**PEOPLE v. ESPINOZA
(JOHNNY)**

Extension of time granted

Good cause appearing, and based upon counsel Ralph H. Goldsen's representation that he anticipates filing the appellant's opening brief by November 27, 2012, counsel's request for an extension of time in which to file that brief is granted to November 27, 2012. After that date, no further extension is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S146528**PEOPLE v. SNYDER
(JANEEN MARIE) &
THORNTON (MICHAEL
FORREST)**

Extension of time granted

On application of appellant Janeen Marie Snyder and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to December 31, 2012.

S146528**PEOPLE v. SNYDER
(JANEEN MARIE) &
THORNTON (MICHAEL
FORREST)**

Extension of time granted

On application of appellant Michael Thornton and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to December 31, 2012.

S152556**PEOPLE v. OROZCO (JOSE
LUIS)**

Extension of time granted

Good cause appearing, and based upon counsel Tara K. Hoveland's representation that she anticipates filing the appellant's opening brief by April 2013, counsel's request for an extension of time in which to file that brief is granted to December 26, 2012. After that date, only two further extensions totaling about 120 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S167100**ZAMUDIO JIMENEZ
(SAMUEL) ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Sara Cohbra's representation that she anticipates filing the reply to the informal response to the petition for writ of habeas corpus by November 1, 2012, counsel's request for an extension of time in which to file that document is granted to November 1, 2012. After that date, no further extension will be granted.

S180828**CURL (ROBERT ZANE) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Jennifer M. Poe's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by December 28, 2012, counsel's request for an extension of time in which to file that document is granted to December 28, 2012. After that date, no further extension is contemplated.

S200366**BROWN (STEVEN ALLEN)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Emry J. Allen's representation that he anticipates filing the reply to the informal response to the petition for writ of habeas corpus by March 25, 2013, counsel's request for an extension of time in which to file that document is granted to December 24, 2012. After that date, only two further extensions totaling about 90 additional days are contemplated.

S200576**LOWMAN (CLEVELAND R.)
ON H.C.**

Extension of time granted

On application of petitioner and good cause appearing, it is ordered that the time to serve and file the reply to informal response is extended to November 30, 2012.

S204545**LINDBERG (GUNNER JAY)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Robin Urbanski's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by September 7, 2013, counsel's request for an extension of time in which to file that document is granted to January 7, 2013. After that date, only four further extensions totaling about 240 additional days are contemplated.

S204582 H036162 Sixth Appellate District
Counsel appointment order filed

LIRA (JOHNNY) ON H.C.

Upon request of appellant for appointment of counsel, Steve M. Defilippis is hereby appointed to represent appellant on the appeal now pending in this court.

Appellant's brief on the merits must be served and filed on or before thirty (30) days from the date respondent's opening brief on the merits is filed.

S184690

DILLON ON DISCIPLINE

Order filed

The order filed on October 23, 2012, revoking THOMAS VICTOR DILLON's probation and suspending him from the practice of law is amended nunc pro tunc to read in its entirety:

"The court orders that the probation of THOMAS VICTOR DILLON, State Bar Number 236380, is revoked. The court further orders that:

1. THOMAS VICTOR DILLON is suspended from the practice of law for a minimum of one year, and he will remain suspended until the following requirements are satisfied:
 - i. He makes restitution to Annette Penn in the amount of \$1,570 plus 10 percent interest per year from January 1, 2009 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Annette Penn, in accordance with Business and Professions Code section 6140.5) and furnishes satisfactory proof to the State Bar's Office of Probation in Los Angeles; and
 - ii. If he remains suspended for two years or more as a result of not satisfying the preceding condition, he must also provide proof to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law before his suspension will be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).)
2. THOMAS VICTOR DILLON is given credit towards the one-year suspension for the period of involuntary inactive enrollment which commenced on July 22, 2012.

THOMAS VICTOR DILLON must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment."

S193875**PINHOLSTER (SCOTT
LYNN) ON H.C.**

Order filed

I agree with the Court's disposition. Most of the allegations supporting petitioner's ineffective assistance of counsel claim at the penalty phase were presented in petitioner's first and second habeas petitions to this court, and both times this court rejected that claim. Given the authority of the court's previous rulings, I see no basis for coming to a different conclusion in this case. The only new allegations in support of this claim are those that counsel failed to investigate and present evidence that petitioner suffered from organic brain damage and organic personality syndrome at the time he committed the murders, supported by declarations from a psychiatrist and a neurologist. These allegations, considered with the other ineffective assistance allegations and in the light of rebuttal evidence that the prosecution likely would have produced, do not establish the prejudice necessary to prevail on a claim of ineffective assistance of counsel.

order signed by Liu, J.

S199557

D057446 Fourth Appellate District, Div. 1

**SAN DIEGO, CITY OF v.
TRUSTEES OF THE
CALIFORNIA STATE
UNIVERSITY**

Order filed

Respondent's application to file an oversized reply brief on the merits is hereby granted.

S206054**VON STAICH (IVAN) v. S.C.
(ROBISON)**

Transferred to Court of Appeal, Fourth Appellate District, Division Three

The above-entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division Three.

S204615**ACCUSATION OF
FITZGERALD**

Petition denied

(accusation)

S205025**ACCUSATION OF
WILLIAMS**

Petition denied

(accusation)

S184624**McBEATH ON DISCIPLINE**

Probation revoked

The court orders that the probation of CARLA RUTH McBEATH, State Bar Number 106047, is revoked. The court further orders that CARLA RUTH McBEATH is placed on probation for three years subject to the following conditions:

1. CARLA RUTH McBEATH is suspended from the practice of law for the first year of her probation (with credit given for the period of involuntary inactive enrollment which commenced on August 26, 2012), and she will remain suspended until the following requirements are satisfied:
 - i. She makes restitution to Ali B. Zoumari in the amount of \$2,600 plus 10 percent interest per year from March 1, 2006 (or reimburses the Client Security Fund, to the extent of any payment from the fund to Ali B. Zoumari, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles; and
 - ii. If CARLA RUTH McBEATH remains suspended for two years or more as a result of not satisfying the preceding condition, she must also provide proof to the State Bar Court of her rehabilitation, fitness to practice and learning and ability in the general law. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.4(c)(ii).)
2. CARLA RUTH McBEATH must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order filed on August 23, 2012.

CARLA RUTH McBEATH must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S204426**ERICKSON ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that THERESA MARIE ERICKSON, State Bar Number 197830, is disbarred from the practice of law in California and that her name is stricken from the roll of attorneys. THERESA MARIE ERICKSON must comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S204908**GORSON ON DISCIPLINE**

Recommended discipline imposed

The court orders that ELIOT SCOTT GORSON, State Bar Number 99717, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for three years subject to the following conditions:

1. ELIOT SCOTT GORSON is suspended from the practice of law for the first year of probation;
2. ELIOT SCOTT GORSON must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on June 14, 2012, and the Modification Order filed on July 20, 2012; and
3. At the expiration of the period of probation, if ELIOT SCOTT GORSON has complied with all conditions of probation, the two-year period of stayed suspension will be satisfied and that suspension will be terminated.

ELIOT SCOTT GORSON must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

ELIOT SCOTT GORSON must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S204912**TRIPP ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that AMOS MERRILL TRIPP, State Bar Number 84036, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

AMOS MERRILL TRIPP must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S204915**QUEVEDO ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that MELCHOR EDUARDO QUEVEDO, State Bar Number 103144, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

MELCHOR EDUARDO QUEVEDO must make restitution to the following payees:

- (1) Armand Rodriguez in the amount of \$6,800 plus 10 percent interest per year from November 3, 2006;
- (2) Ha Nguyen in the amount of \$4,301.25 plus 10 percent interest per year from January 1, 2007;
- (3) Alejandra Benzenery in the amount of \$7,385.77 plus 10 percent interest per year from January 1, 2006;
- (4) Phan Nguyen in the amount of \$1,250 plus 10 percent interest per year from January 1, 2008; and
- (5) Juvenal Moreno in the amount of \$20,000 plus 10 percent interest per year from April 6, 2006.

Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

MELCHOR EDUARDO QUEVEDO must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S204916

PIMENTEL ON DISCIPLINE

Recommended discipline imposed: disbarred

The court orders that DEBORAH JOY PIMENTEL, State Bar Number 115182, is disbarred from the practice of law in California and that her name is stricken from the roll of attorneys.

DEBORAH JOY PIMENTEL must make restitution to the following payees:

- (1) United States Bankruptcy Court for the Northern District of California in the amount of \$3,500 plus 10 percent interest per year from March 18, 2010;
- (2) Vivek Pai in the amount of \$9,687 plus 10 percent interest per year from February 15, 2010;
- (3) Rachel Schey in the amount of \$6,200 plus 10 percent interest per year from July 15, 2010;

Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

DEBORAH JOY PIMENTEL must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S204919**NAGY ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that MARY ANNE M. NAGY, State Bar Number 171942, is disbarred from the practice of law in California and that her name is stricken from the roll of attorneys.

MARY ANNE M. NAGY must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S201259**ERICKSON ON
RESIGNATION**

Resignation declined

This court, having considered the request, declines to accept the voluntary resignation with disciplinary charges pending of THERESA MARIE ERICKSON, State Bar Number 197830, as a member of the State Bar of California. (Cal. Rules of Court, rule 9.21(d).)

S204617**PETERSEN ON
RESIGNATION**

Resignation declined

This court, having considered the request, declines to accept the voluntary resignation with disciplinary charges pending of PAUL WARREN PETERSEN, State Bar Number 170922, as a member of the State Bar of California. (Cal. Rules of Court, rule 9.21(d).) PAUL WARREN PETERSEN remains on inactive status. (Cal. Rules of Court, rule 9.21(a).) He may move in the State Bar Court to be restored to active status, at which time the Office of Chief Trial Counsel may demonstrate any basis for his continued ineligibility to practice law. The State Bar Court will expedite the resolution of any request by PAUL WARREN PETERSEN to be restored to active status. Any return to active status will be conditioned on PAUL WARREN PETERSEN's payment of any dues, penalty payments, and restitution owed by him. The underlying disciplinary matter should proceed promptly.

S204739**SERIAN ON RESIGNATION**

Resignation declined

This court, having considered the request, declines to accept the voluntary resignation with disciplinary charges pending of ROBERT BRIAN SERIAN, State Bar Number 96170, as a member of the State Bar of California. (Cal. Rules of Court, rule 9.21(d).) ROBERT BRIAN SERIAN remains on inactive status. (Cal. Rules of Court, rule 9.21(a).) He may move in the State Bar Court to be restored to active status, at which time the Office of Chief Trial Counsel may demonstrate any basis for his continued ineligibility to practice law. The State Bar Court

will expedite the resolution of any request by ROBERT BRIAN SERIAN to be restored to active status. Any return to active status will be conditioned on ROBERT BRIAN SERIAN's payment of any dues, penalty payments, and restitution owed by him. The underlying disciplinary matter should proceed promptly.

A136906

First Appellate District, Div. 2

**U.S. BANK NATIONAL
ASSOCIATION v. S.C.
(TRAHAN)**

The above-entitled matter, now pending in the Court of Appeal, First Appellate District, is transferred from Division Two to Division One.

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS (MOTION NO. 1,051)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)

